

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

G. A. NARANJO
Plaintiff

Case No. 05 - 106 ERIE

-v-

FILED
07 FEB -2 A10 53 (Civil Rights)

JAMES SHERMAN - WARDEN
Defendant

CLERK
U.S. DISTRICT COURT
Magistrate:

Judge: McLaughlin
Magistrate: Baxter

PLAINTIFF'S PRO SE
MOTION TO PRODUCE RECORD(S) AND FOR STAY

G.A. Naranjo
30045 039
Elkton - F.C.I.
Scroggs Road; P.O.Box 10
Lisbon - Ohio 44415

James Sherman - Warden
McKean F.C.I.
P.O.Box 8000
Bradford, Pennsylvania
16201

NOW COMES - the Plaintiff Mr. G.A. Naranjo, and captioned above, who duly affirms and deposes and respectfully states the following:

I. JURISDICTION & PERSONALS

Jurisdiction for this motion comes by way of: F.R.A.P. or Federal Rules of Appellate Procedure; Federal Rules of Civil Procedure; Local Rules of District Court - Western District of Pennsylvania; etc..

Plaintiff Mr. Naranjo (hereinafter Plaintiff) states and affirms his financial status has NOT changed from his initial request to "waive and forgo" all fees, costs, procurements, charges, assessments, etc., in and for the filing(s) of this and related action(s). Plaintiff directly affirms his indigence and cannot afford filing(s) fees.

II. MOTION STATEMENT

Plaintiff requests that he receive copy(s) of selected court records: docketing, last pertinent filing(s) made by anyone so he may be apprised

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Mtn...Produce...Stay
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(cont)

and thereafter informed and knowledgeable where his case "is at in the overall court cycle." Plaintiff merely desires to judiciously and prudently know what to do next and when to do it, and avoid errors / mistakes . . . from ignorance beginning about middle 2005 and his last court contact(s) based on his memory. Said document(s) request from this Court probably would be restricted to only several request(s), but Petitioner would be wise to see docketing first. Defendant confiscated and subjected Plaintiff to unreasonable search / seizure activity in 2005 resulting in "lost document(s), etc., and also worthy of mention.

Plaintiff's request for "STAY" is based and has roots in his belief an adjournment would be necessary so Plaintiff / Petitioner may have opportunity to review Court file, as anyone might be expected to do in similar circumstances, and might very well become educated and informed what has happened to a case that was believed prior dismissed in error(s) by the Court in spite of Plaintiff inquiry(s). SEE - "Plaintiff's . . . Answers . . . Magistrate Judge's Report. . . " filing this Petitioner recently made in response to his very Court's pleading he thus received in the matter before us Petitioner / Plaintiff thought and believed was dismissed back in 2005, and done without notice to him of any case reopening and etc..

III. RELIEF REQUESTED

WHEREFORE this humble Petitioner / Plaintiff respectfully requests:

- [] granting of - 1) production and release of a case docketing history and mailed to Plaintiff without costs, fees, charges.
- 2) case document(s), records, filings, etc., be produced and released to Plaintiff by mails for his evaluation and done after said docketing receipt; and done without costs.
- 3) STAY of proceeding of 4 (four) weeks computed from the date the Court mailed requested case documents to Plaintiff.
- 4) Any other relief, etc., the Court deems appropriate. . .

date JANUARY 29, 2007

G. A. Naranjo # 30045 039

F.C.I. Elkton; Scroggs Road
P.O. 10, Lisbon - Ohio 44415

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original
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Defendant

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CERTIFICATE OF SERVICE

I, the undersigned, duly makes known and states, deposes that service
of the below document (s) -

DEFENDANT'S PRO SE
MOTION TO PRODUCE RECORD AND FOR STAY

WAS SERVED BY -

enclosing the above document(s) in a first class mailing envelope,
and attaching proper postage affixed and writing and including
proper Plaintiff addressing of record,

AND MAILED -

and mailing said envelope and contents at the federal facility
Elkton F.C.I.; Scroggs Road; Lisbon - Ohio 44415 and done
on the date below and by:

date JANUARY 29, 2007

G. A. Naranjo
G. A. Naranjo - Plaintiff; # 30045 039
Elkton F.C.I.; Scroggs Road
P.O. Box 10; Lisbon - Ohio 44415

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JAMES SHERMAN, WARDEN
Defendant

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O R D E R

ON THIS - _____ day of _____ 2007
came the above captioned Plaintiff by way of his pleading
MOTION TO PRODUCE RECORDS AND FOR STAY : and having been
apprised of all business related, and upon examining the
record, and having no other business before this Court
and being fully advised in all premises :

IT IS HEREBY ORDERED:

- [] The Court shall produce and release copy(s) of the record,
to include a docketing case history which will be
sent immediately to Plaintiff, to be noted later
to the Court Clerk who shall in turn make copy(s)
(upon Plaintiff's contact back to the Court) and
send them to Plaintiff for his receipt.
- [] NO costs, fees, charges, assessments, expenses shall be made
and obligated to the Plaintiff for docketing history
and other court pleadings, documents, etc., Plaintiff
later requests for copy and return back to him.
- [] A "STAY" in all case proceedings shall be commenced
starting _____ 2007 and shall be
in effect for _____ to allow
Plaintiff opportunity to examine the case record.

date _____

Susan Paradise Baxter
United States Magistrate Judge

January 29, 2007

Clerk of the Court
United States District Court
Western District of Pennsylvania
17 South Park Row, Room A 280
Erie - Pennsylvania
16501

RE: Naranjo v Sherman
05 - 106 ERIE

Dear Court Clerk:

Enclosed please find for filing:

"Plaintiff's Pro Se Motion To Produce Records And For Stay"

1 original and 2 copy(s)

also enclosed please find:

Certificate of Service
1 original and 2 copy(s); and a Court ORDER
1 original and 1 copy.

Could you please return after entry and time stamping / true copy,
one copy of each motion and certificate / service to me in the enclosed
stamped envelope. Thank you.

I remain,



G.A. Naranjo, Plaintiff
30045 039
F.C.I. Elkton; Scroggs Road
P.O. Box 10; Lisbon - Ohio 44415